



## MARCH 8 - 12, 2004 OMAHA, NEBRASKA

James B. Loken, Chief Judge - Minneapolis, MN

### Circuit Judges in Active Service

Roger L. Wollman - Sioux Falls, SD  
Morris S. Arnold - Little Rock, AR  
Diana E. Murphy - Minneapolis, MN  
Kermit E. Bye - Fargo, ND  
William Jay Riley - Omaha, NE  
Michael J. Melloy - Cedar Rapids, IA  
Lavenski R. Smith - Little Rock, AR  
Steven M. Colloton - Des Moines, IA

### Circuit Judges Who Have Taken Senior Status

Donald P. Lay - St. Paul, MN  
Gerald W. Heaney - Duluth, MN  
Myron H. Bright - Fargo, ND  
Theodore McMillian - St. Louis, MO  
Richard S. Arnold - Little Rock, AR  
John R. Gibson - Kansas City, MO  
George G. Fagg - Des Moines, IA  
Pasco M. Bowman - Kansas City, MO  
Frank J. Magill - Fargo, ND  
C. Arlen Beam - Lincoln, NE  
David R. Hansen - Cedar Rapids, IA

## NOTICE TO ALL COUNSEL

Please review the entire calendar, as you may have more than one case scheduled for oral argument. Please check the calendar carefully for the starting time for your day and division.

*The cases which are listed for argument will be heard in Omaha, Nebraska, at the Roman L. Hruska Courthouse, 111 S. 18<sup>th</sup> Plaza, in the Court of Appeals Courtroom on the 4<sup>th</sup> Floor. Counsel presenting oral argument should report at least 30 minutes before Court convenes.*

Counsel may not waive oral argument without prior leave of court. Absent leave of court, only one attorney is permitted to present the argument for a party. However, if the parties on a side are separately represented and have filed separate briefs, each party on that side is permitted to argue; in such a case, counsel must confer and decide how they will split the time shown on the calendar. Questions should be addressed to the Clerk of Court.

Appearance forms of counsel, if not previously submitted, must be completed and forwarded immediately to the clerk's office. Every attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless appointed to represent a party proceeding in forma pauperis.

The time allotted for each side's argument is noted to the right of the case. *Cases designated as NO ARG will be submitted to the Court on the briefs and record without oral argument, and counsel are not required to appear for cases designated NO ARG.*

Michael E. Gans  
Clerk of Court

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DIVISION I  
4th Floor  
Court of Appeals Courtroom

MONDAY, MARCH 8, 2004, BEGINNING AT 1:30 P.M.  
BEFORE JUDGES RILEY, MCMILLIAN, MELLOY

		<b>DLA</b>
1.	<a href="#">03-2466</a> NE Frank Bilello v. Kum & Go, LLC, et al.	15
2.	<a href="#">03-3031</a> NE Laura Kincaid v. City of Omaha	15
3.	<a href="#">03-3096</a> Thomas D. Stalnaker, etc. v. DLC, Ltd., etc., et al.	15
4.	<a href="#">03-3051</a> NE Katherine W. Metzger, etc. v. Village of Cedar Creek, Nebraska, et al.	15
	<a href="#">03-3554</a> NE United States v. Harold Fox, etc.	<b>REMOVED</b>
5.	<a href="#">03-1825</a> NE United States v. Otis L. Walker	15
6.	<a href="#">03-3394</a> NE United States v. Keith A. Va Lerie	15

TUESDAY, MARCH 9, 2004, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES RILEY, MCMILLIAN, MELLOY

		<b>DLA</b>
	<a href="#">03-2974</a> NE United States v. James Benford	<b>NO ARG</b>
	<a href="#">03-3089</a> NE United States v. Derek D. Dabney	<b>NO ARG</b>
	<a href="#">03-3046</a> NE United States v. Colleen R. Anson	<b>NO ARG</b>
	<a href="#">03-3354</a> NE United States v. Ervin Contreras, etc.	<b>NO ARG</b>